

REMARKS

Applicant has studied the Final Office Action dated September 16, 2008. Claims 1-21 are pending. Claims 1, 13, and 18 have been amended to more clearly disclose the invention. Claims 1, 13, and 18 are independent claims. No new matter has been added as the amendments have support in the specification as originally filed.

It is submitted that the application, as amended, is in condition for allowance. Reconsideration and reexamination are respectfully requested.

§ 102 Rejections

Claims 1-21 were rejected under 35 U.S.C. § 102(e) as being anticipated by Iggulden (U.S. Patent No. 7,269,330). Applicant respectfully disagrees with the Examiner's interpretation of Iggulden and respectfully traverses the rejection.

It is respectfully noted that a proper rejection for anticipation under § 102 requires complete identity of invention. The claimed invention, including each element thereof as recited in the claims, must be disclosed or embodied, either expressly or inherently, in a single reference. Scripps Clinic & Research Found. v. Genentech Inc., 927 F.2d 1565, 1576, 18 U.S.P.Q.2d 1001, 1010 (Fed. Cir. 1991); Standard Havens Prods., Inc. v. Gencor Indus., Inc., 953 F.2d 1360, 1369, 21 U.S.P.Q.2d 1321, 1328 (Fed. Cir. 1991).

With regard to the rejection of independent claim 1, it is respectfully noted that the Examiner asserts, at paragraph 3 on page 3 of the Office action, that as to "the method comprising: determining a normal replay section and a fast forward replay section based on shot index information and a current replay location" recited in claim 1, Iggulden discloses that after selected segments information identified by playback device, it plays or skips these selected segments based on the information provided for them at col. 5, lines 1-7. It is further respectfully noted that the Examiner asserts, at paragraph 1 on page 2 of the Office action, that Iggulden discloses that "[w]hen the comparison between stored signature patterns of selected segment (unwanted broadcast segments such as commercial advertisement segment) and received signature of broadcast signal matches, then the normal speed of recorded segment is skipped during playback."

Further, it is noted that Iggulden discloses that a “signature pattern associated with each segment of the television signal is detected and compared to stored signature patterns representative of selected segments such as commercial advertisement segments” in the abstract. It is further noted that Iggulden discloses, at col. 5, lines 10-18, “detecting a signature pattern associated with the beginning of a recorded segment of the television signal and comparing the signature pattern to stored signature patterns representative of selected segments” and “[i]f the signature pattern matches one of the stored signature patterns, the recorded segment is thereby immediately identified as being one of the selected segments and the recorded segment is skipped during playback.” Therefore, it is respectfully submitted that in Iggulden, comparison of the signature pattern associated with each segment of the television to stored signature patterns is required to determine the normal replay section and a fast forward relay section.

In contrast, as disclosed in FIG 1. and page 8 of the present application, the shot index information according to the presently claimed invention includes a list of individual shot information and the individual shot information includes section information of a minimum shot. The shot section information includes a start location and an end location of a corresponding shot of the video contents. Therefore, in the present invention, the shot index information is not compared to stored information as in Iggulden because the shot index information recited in independent claim 1 includes all the necessary information to determine the normal replay section and the fast forward replay section.

To more clearly disclose the present invention and to further distinguish the present invention from the recited reference, independent claim 1 has been amended to recite determining a normal replay section and a fast forward replay section based solely on shot index information and a current replay location. Thus, unlike in Iggulden, the normal replay section and fast forward replay section are determined without comparing the shot index information to stored information in the presently claimed invention. Independent claims 13 and 18 have also been amended to recite the limitations similar to those recited in independent claim 1. It is respectfully submitted

that Iggulden fails to disclose or suggest these features recited in independent claims 1, 13, and 18.

In view of the above discussion, it is respectfully asserted that independent claims 1, 13, and 18 are allowable over the cited reference. It is further respectfully asserted that claims 2-12 and 20, which depend from independent claim 1, claims 14-17, which depend from independent claim 13, and claims 19 and 21, which depend from independent claim 18, also are allowable over the cited reference. Accordingly, it is respectfully requested that the rejection be withdrawn.

CONCLUSION

In view of the above remarks, Applicant submits that claims 1-21 of the present application are in condition for allowance. Reconsideration of the application, as originally filed, are requested.

No amendment made was related to the statutory requirements of patentability unless expressly stated herein; and no amendment made was for the purpose of narrowing the scope of any claim, unless Applicant has argued herein that such amendment was made to distinguish over a particular reference or combination of references.

If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney at the Los Angeles, California telephone number (213) 623-2221 to discuss the steps necessary for placing the application in condition for allowance.

Respectfully submitted,

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